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11 Attorneys for Plaintiff

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13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 OAKLAND DIVISION

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UNITED STATES OF AMERICA,)	No. 4-05-70636-WDB
Plaintiff,)	STIPULATION AND [PROPOSED]
v.)	ORDER CONTINUING PRELIMINARY
BRACHELLE FIFER,)	HEARING OR ARRAIGNMENT DATE
Defendant.)	AND WAIVING TIME
)	OAKLAND VENUE

The parties request and stipulate that the date for the preliminary hearing or arraignment of defendant, Brachelle Fifer, be continued from Wednesday, August 31, at 10:00 a.m., to Wednesday, September 14, at 10:00 a.m. The parties also request and stipulate that, pursuant to Federal Rule of Criminal Procedure (FRCP) 5.1(d), the time limits set forth in FRCP 5.1(c) be tolled and waived from August 29, 2005, to and including September 14, 2005. The parties agree that – taking into account the public interest in prompt disposition of criminal cases – good cause exists for this extension. Defendant also agrees to toll and to waive for this period of time any time limits applicable under Title 18, United States Code, Section 3161. Undersigned defense counsel represents that he has spoken with his client, Ms. Fifer, and that Ms. Fifer

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STIP. AND PROP. ORDER RE: PRELIM/ARRAIGNMENT;
4-05-70636

1 requests and agrees to the continuance and to time being tolled and waived as requested.

2 **IT IS SO STIPULATED.**

3 DATED: August 29, 2005

Respectfully submitted,

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5 KEVIN V. RYAN
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7 United States Attorney

8 DATED: August 29, 2005

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10 By /s/
11 W. DOUGLAS SPRAGUE
12 Assistant U.S. Attorney

13 DATED: August 29, 2005

14
15 By /s/
16 MICHAEL SHEPARD
17 Attorney for Defendant Brachelle
18 Fifer

19 **IT IS SO ORDERED.**

20 DATED: August 30, 2005

21 WAYNE D. BRAZIL
22 United States Magistrate Judge

